

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Criminal Writ Petition No. 1510 of 2006 (M/B)

1. Hamid Ali S/o Namey Ali,
Chairman, Nagar Panchayat,
Kelakhera, Tehsil Bazpur,
District Udham Singh Nagar.
2. Smt. Sarita Rana W/o Sri Mahendra Singh Rana,
at present posted as Executive Officer,
Nagar Panchayat Kelakhera,
Tehsil Bazpur,
District Udham Singh Nagar. Petitioners

Versus

1. State of Uttarakhand,
through Secretary (Home),
Dehradun.
2. Station House Officer,
P.S. Bazpur,
District Udham Singh Nagar.
3. Abdul Wazid, Tehsildar Bazpur,
Tehsil Bazpur,
District Udham Singh Nagar. Respondents

Mr. Rakesh Thapliyal, Advocate for the petitioners.
Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1 & 2.
None for respondent No. 3.

JUDGMENT

**Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble J.C.S. Rawat, J.**

RAJEEV GUPTA, C. J. (Oral)

Mr. Rakesh Thapliyal, Advocate for the petitioners.
Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1 & 2.
None for respondent No. 3.

2. Mr. Prabhakar Joshi, the learned Brief Holder submits that the writ petition filed by petitioners Hamid Ali and Smt. Sarita Rana seeking quashing of the First Information Report and the case registered against them has, now, become infructuous, as the police has already completed the investigation of the case and a charge sheet is proposed to be filed against both the petitioners before the concerning court in the near future.

3. In this view of the matter, the writ petition is dismissed as infructuous with the further direction that the interim order dated 24.11.2006 shall continue to remain in force till the filing of the charge sheet against the petitioners before the concerning court.

(J.C.S. Rawat, J.)
10.05.2007

(Rajeev Gupta, C. J.)
10.05.2007

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